G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

19/3.14
Court—

File No. 249-13

Serial Nos. 1-2

Preserve
K
1.6.14

Papers Filed.

Month May 14

SUBJECT.

Permission (refused) to Mr. Vyasachar for disposing of his knitting machine

PREVIOUS REFERENCES.	LATER REFERENCES.
C 123-13	C 368-13 C 813-14 C 236-15 [illegible] C 556-22/1937

Mohammad
20/8/41

2700

G.R.S. 11] 1913-14

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 249-13

FILE HEADING.

Permission to M. Vyasachar for disposing of his knitting machine by lottery

From,

The District Magistrate, Bangalore Dist

No. 657 Dated 24-2-1914. Received 26-2-1914

Diary No. J2700	Enclos. 1 + 1 paper Spare Copies.	Serial No: 1

BRIEF ABSTRACT OF LETTER.

Submits the application of Vyasachar & Co and states that the applicant does not propose to make lottery his profession but wishes to dispose of the machine as it is no longer required by him.

NOTES AND ORDERS.

Linked detached

Subd for orders with Courts file 1239 of 1913 which contains certain discussions regarding the expediency or otherwise of granting permission even in cases where the lottery plays a subordinate part.

KG. 116 13/4/1914 NM

Submd for orders

DJ Fell

Spl 14/4

NOTES—First Sheet.

GPB—35,000—15-6-12

2700 12 2

G. R. S. 12]

General and Revenue Secretariat. | C5 File No. 249 of 1913-14

Serial No.

3) The price of the machine is stated to be Rs 250 while 2000 tickets at 4 as each are proposed to be issued. If all the tickets are purchased, the profit to the present owner of the machine is clear. and this means loss to all the subscribers but the owner. This seems a pure lottery and as the excuse put forward by the owner is that he proposes to gain some advantage by the lottery to carry on the industry of knitting socks is apparently not believed by the District Mag. Public interests do not appear to be served in any manner by sanctioning this speculative transaction.

Dacca 29 Jan 1914

First Member)

4) Does this act amount to keeping a house or place for drawing a lottery? It is one single act. Are there any precedents of grant or refusal? It seems to me that such petty transactions are often carried on without any permission asked or given

5-28/4/14

29/1

5) Even though it is a single act the

G/PB—60,000—7-11-13

G. R. S. 12]

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the act consists of drawing of lots and the offence is technically complete under S. 294 A. I. P. C. Reading the bare section, the mere keeping of a house for the purpose of lottery without even a single act of lottery is an offence if done without the sanction of Govt. The 2nd clause makes the publication of the prospectus punishable and does not refer to any sanction of Govt. If the keeping of a house for lottery is sanctioned, then the publishing of prospectus presumably is not an offence. It does not make any difference whether a house is rented for the purpose of "keeping" a house for lottery or lottery whether the lottery ~~is to~~ takes place in a house where the man lives. If Govt sanction is not accorded, then the person can be put up before a Court and perhaps the defence under S. 95 of the I. P. C would exonerate him in a trifling case like the present. The legal effect is that the act comes within the definition of lottery, and in the interests of public morals and to prevent others from starting such things in any number which though each in themselves petty might in the aggregate assume large proportions and lead to demoralisation it seems necessary to grant or refuse the sanction in each case, irrespective of the insignificance of the amount

itself?

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

2200

(4

General and Revenue Secretariat.

C& File No. 429 of 191 3 - 14

Serial No.

That the thing is slight which no reasonable man would complain, would be a defence to the person when tried, but would not, it is respectfully submitted, make the act itself not to amount to an offence under the I.P.C. No precedents are traceable ~~[illegible]~~

~~[illegible]~~

Seen
First number)

4/65M

Draft as now
8/5

4/65M

6) Say for Govt is not prepared to sanction this.

9/5/14 Draft 11/5

Draft 4/65M

7 Draft submd.
Hy. 116
19/5/1914 NM

8 Issue
1108 19/5

4
21/5

2 TO The Dist. Magistrate, Bangalore Dist
No J 3400 D 21-5-1914.

State that Govt are not prepared to grant the permission prayed for.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

1914

From

The District Magistrate
Bangalore District

To

The Secretary to the
Govt. of Mysore
Genl & Rev. Departments

Dated

Despatched 24th February 1914

Received

General No. S/657
No.

Enclosure No. 1 + file

Submits for sanction of Government an application from one M. Vyasachar praying for permission to dispose of his knitting machine by lottery.

2

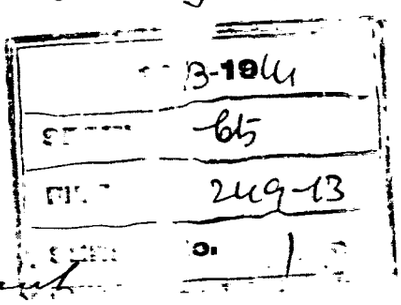
Office of the Deputy Commissioner,
Bangalore District
Dated. Bangalore 24 Feby 1914.

From,

K. Chandy Esquire B.A.
Deputy Commissioner
Bangalore District.

To,

K.R. Sreenivasa Iyengar Esquire M.A.
Secretary to the Government of Mysore
General and Revenue Departments. J.2700
Bangalore.



Sir,

I have the honor to submit herewith for sanction of Government under Sec: 294 A of the Indian Penal Code an application dated 27th January 1914 from one M. Vyasa Char. Chickpete, Bangalore, praying for permission to dispose of his Knitting machine valued at Rs. 250/- by lottery. The applicant proposes to issue 2000 tickets at four annas each and to draw the lottery in the 1st week of July 1914 in the presence of certain judges and ticket-holders. The Vernacular Correspondence accompanying the application shows that the applicant

does not propose to make Knitting his profession but wishes to dispose of the article on account of his private difficulties to carry on the industry of knitting socks. He professes that he does not know the art of knitting well.

I have the honor to be
Sir
Your most obdt Servant
[illegible]
Assistant Comr
for District Magistrate.
WLs absent from Station

Encl to Cy 249-13-1 4

To
The Deputy Commissioner,
District Magistrate Court,
Bangalore city.

Most respected Sir,

I the undersigned most humbly beg your honour to be good enough to bring the following few lines into your kind consideration and favourable orders.

On the 27th January 1914, I applied for a licence to hold a raffle of my Socks knitting machine for which, I have hitherto recieved no endorsement. Fearing That your honour might have forgotten, I once more remind your honour about it.

Hoping that I may be favoured with an earlier reply.

I beg to remain Sir,
your most obedient servant.

M. Vyasa Char
Sumachandramu
Chickpet.

Bangalore city.
16/3/14.

Declining permission to hold a lottery.

J. R. S. 26] 20/5 2700

File No. 249-13

Serial No. 2

Diary No. of letter replied to

General and Revenue Secretariat

( ) .

, *the* 191 .

No. J. 3600

Encl. 1 file

To

The Dist. Magistrate,

Bangalore

Date of issue 21-5-14.

Signed by Hon. SPR

Sir,

Adverting to your letter no. 657, dy. the 24th Feb'y 1914, forwarding for sanction & Govt. an application from one Vyasachar of Cleveland Town, Bangalore city, praying for permission to dispose of his knitting machine by lottery, I am directed to state that Govt. are not prepared to grant the permission prayed for.

2. The file of correspondence received with your letter under reply is herewith returned. I have &c.

SUBJECT.

for Offg. Secy.

Reg. 116 JM 19/5/1914

Copy 21.5.